Sanjiv Kumar Sharma
2017.12.19 16:49
I attest to the accuracy and
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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-48186 of 2017 (O/M)
Date of decision : 16.12.2017

Bholi Mahant ..... Petitioner

Versus

State of Punjab and others ..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Pankaj Maini, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

-.- -.-

KULDIP SINGH J. (ORAL)

The learned counsel for the petitioner states that the petitioner is a transgender. Respondent No. 3 had filed a civil suit, which was dismissed, vide judgment and decree dated 8.1.2015, passed by the learned Civil Judge (Junior Division), Ludhiana. Now, the police officials are daily calling the petitioner to police station to help respondent No. 3 to give up the area, in which petitioner is working, which was allotted to him in the year 1998 by her Guru.

I am of the view that if the petitioner has legal right to work in the area and wants to protect his right, he should approach the civil court. However, so far as calling the petitioner to police station is concerned, petition is disposed of with a direction to official respondents that in case, presence of petitioner is required in connection with any complaint, he will not be summoned to police station without issuing notice under Section 160 Cr.P.C.

(KULDIP SINGH)
JUDGE

16.12.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No